

### **REMARKS**

Claims 35, 36 and 44 have been amended. No new matter has been added. Support for the claim amendments may be found at, for example, deleted claims 37 and 45 and p. 12, lines 1-8 of the specification. Claims 13-19, 37 and 45 have been cancelled without prejudice. Applicants reserve the right to pursue the cancelled subject matter of those claims in a continuing application.

Applicants thank the Examiner for indicating the allowability of claims 28-34. Applicants further thank the Examiner for indicating that claims 37 and 45 would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Claims 28-36, 38-44 and 46-53 are currently pending.

### **CLAIM REJECTIONS**

#### ***Rejection of claims under 35 U.S.C. § 112***

The Examiner has rejected claims 13-19, 35, 36, 38-44 and 46-53 under 35 U.S.C. § 112, first paragraph "because the specification, while being enabling for oxidoreductase in an amount which results in the presence in the finished dough of 1 to 10,000 units per kg of flour, does not reasonably provide enablement for any amount of oxidoreductase." See Office Action at p. 2. Not in acquiescence to the rejection but in an effort to expedite prosecution, claims 13-19, 37 and 45 have been cancelled thus rendering this rejection moot with respect to those claims. Further, in an effort to expedite prosecution and not in acquiescence to the rejection, Applicants have amended independent claims 35, 36 and 44 to include the allowable subject matter of claims 37 and 45. Since the remaining dependent claims, claims 38-43 and 46-53 depend from independent claims 36 and 44, those claims should be allowable for at least the reasons described above. Applicants respectfully request reconsideration and the allowance of the claims.

Applicant : Soe et al.  
Serial No. : 10/676,006  
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### **CONCLUSION**

For the foregoing reasons, Applicants respectfully request reconsideration and withdrawal of the pending rejections. Applicants believe that the claims now pending are in condition for allowance. A petition for a one-month extension of time is attached.

Should any fees be required by the present Amendment, the Commissioner is hereby authorized to charge Deposit Account **19-4293**.

Respectfully submitted,

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